

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Mohamed K. Diab

Appl. No.

10/695,405

Filed

: October 28, 2003

For

OPTICAL SPECTROSCOPY

PATHLENGTH MEASUREMENT

SYSTEM

Examiner

Eric F. Winakur

Group Art Unit

3768

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 31, 2006

Jarom D. Kesler, Reg. No. 57,046

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Comments begin on page 2 of this paper.

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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

The Applicants respectfully disagree with the Examiner's Statement of Reasons for Allowance to the extent that not all the claims include each of the structures or method steps recited in the Examiner's Statement. Also, the Applicants respectfully disagree with the Examiner's Statement to the extent that there is any implication that the patentability of any claim rests on the recitation of a single feature because it is the combination of features recited in each claim that makes that claim patentable. Applicant also respectfully disagrees with the Examiner's characterization of the prior art to the extent that the Examiner has characterized what the prior art does or does not include.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

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